



CALIFORNIA STATE BOARD OF EDUCATION

MAY 2004 AGENDA

☒ General Waiver

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| SUBJECT Request by Anaheim Union High School District to waive <i>Education Code (EC)</i> Section 48661 relating to the placement of a community day school on the same site as a continuation high school. Waiver Number: 82-3-2004 | <input checked="" type="checkbox"/> Action <input type="checkbox"/> Consent |
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RECOMMENDATION

☐ Approval ☒ Approval with conditions ☐ Denial

That the waiver be approved for one year to allow the District to demonstrate the efficacy of this co-location plan.

SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

The State Board Education has approved several similar requests in the past to allow the co-location of a community day school with a continuation high school when the district has been able to provide for the separation of students from the two schools.

SUMMARY OF KEY ISSUES

The Anaheim Union High School District requests a waiver of *EC* Section 48661(a) which states that a community day school (CDS) shall not be situated on the same site as a continuation high school.

The district conducted an extensive search of facilities owned by the district and in the community. The district has certified that no appropriate separate facilities are available. The site was selected as providing the greatest possible separation from other school classrooms and students.

The district proposes that the CDS be located at the large campus of the Trident Education Center, which also houses the Gilbert South (Continuation) High School, as well as the Adult School.

The district maintains that the students in the CDS will be completely separated from all other students at the site, through physical barriers, scheduling, and extensive supervision. The CDS would be separated by a large parking lot. Additionally, a fence surrounds the CDS self-contained classroom and recreation area. The CDS will use a different parking lot, bus drop-off/pick-up location, and recreational areas than the continuation high school. The starting and ending times for the various schools will be staggered, so students will be coming and going at

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different times. There is a full-time administrator on site. There is also a full-time instructional aide assigned to the CDS, as well as youth resource officers on campus.

The local school board and the Gilbert High School School Site Council voted unanimously to support the waiver request. The certificated and classified bargaining units also submitted letters in support of the waiver request.

While the District believes that the measures described above will provide a very high level of safety, as evidenced by the long-term successful operation of the County Community School at the site, the district requests, and the CDE recommends, approval of the waiver for one year only, allowing for re-evaluation before renewal is considered.

Authority for Waiver: *Education Code (EC) Section 33050*

Bargaining unit(s) consulted on date(s): 3/2/04

Position of bargaining unit(s) (choose only one):

☐

Neutral

☒

Support

☐

Oppose

Name of bargaining unit/representative(s): Jackie Brock, California State Employees Association; Carol Comparsi, Anaheim Secondary Teachers Association

Public hearing identified by (choose one or more):

☒

posting in a newspaper

☒

posting at each school

☐

other (specify)

Public hearing held on date(s): 3/4/04

Local board approval date(s): 3/4/04

Advisory committee(s) consulted: Gilbert High School School Site Council

Objections raised (choose one): ☒ None ☐ Objections are as follows:

Date(s) consulted: 2/26/04

Period of request: 9/9/04–9/8/05

FISCAL ANALYSIS (AS APPROPRIATE)

There is no fiscal impact.

BACKGROUND INFORMATION

Action Item: Some documentation is available for web viewing. Waiver forms and other hard copy documents are available for viewing at the Waiver Office or State Board Office.